



RULE 63 (37 C.F.R. 1.63)
DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METAL-CONTAINING ELECTRODE MATERIAL USED AT LEAST IN SECONDARY CELLS AND METHOD FOR PRODUCING THE SAME

the specification of which is attached hereto or was filed on date: 09/26/01 under SN: 09/966329

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. 1.56(a) and 35 U.S.C. 102. I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date (1) before that of the application on which priority is claimed or (2) if no priority claimed, before the filing date of this application:

PRIOR FOREIGN APPLICATION(S)

| <u>Number</u> | <u>Country</u> | <u>Day/Month/Year Filed</u> | <u>Priority Claimed</u> |
|---------------|----------------|-----------------------------|-------------------------|
| 199 15 142.3 | Germany | 26 March 1999 | Yes |

I hereby claim the benefit under 35 U.S.C. 120/365 of all United States and PCT international applications listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in such prior applications in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. 1.56(a) which occurred between the filing date of the prior applications and the national or PCT international filing date of this application.

PRIOR U.S. APPLICATION OR PCT INTERNATIONAL APPLICATION(S) DESIGNATING THE U.S.

| <u>Application Serial No</u> | <u>Day/Month/Year filed</u> | <u>Status: Patented, Pending, Abandoned</u> |
|------------------------------|-----------------------------|---|
| PCT/DE00/00886 | 22 March 2000 | pending |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. And I hereby appoint

Klaus J. Bach (Reg.-No. 26,832), 4407 Twin Oaks Drive, Murrysville, PA 15668, Tel. 724-327-0684

to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent.

1) Inventor's
Signature Wolfgang Oelerich Date 11.10.2001
Inventor's Name: Wolfgang Oelerich Citizenship: German

Residence (city): 65191 Wiesbaden State/Foreign Country: Germany
Post Office Address: Von-Bergmann-Str. 91, 65191 Wiesbaden, Germany

2) Inventor's
Signature Thomas Klassen Date 11.10.2001
Inventor's Name: Thomas Klassen Citizenship: German

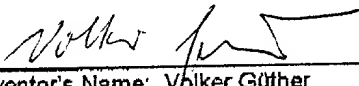
Residence (city): 21033 Hamburg State/Foreign Country: Germany
Post Office Address: Oberer Landweg 27, 21033 Hamburg, Germany

RULE 63 (37 C.F.R. 1.63)
DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

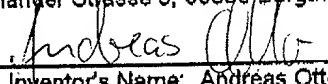
PAGE 2

Listing of Applicants continued from Page 1, and made a part hereof

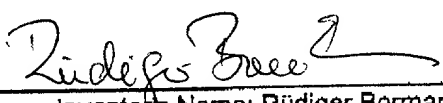
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

3) Inventor's Signature  Date 16. Oct. 2001
Inventor's Name: Volker Güther Citizenship: German

Residence (city): 90550 Burgthann State/Foreign Country: Germany
Post Office Address: Saarländer Strasse 3, 90550 Burgthann, Germany

4) Inventor's Signature  Date 16-Oct-2001
Inventor's Name: Andreas Otto Citizenship: German

Residence (city): 90574 Rosstal State/Foreign Country: Germany
Post Office Address: Humboldtstrasse 9, 90574 Rosstal, GERMANY

5) Inventor's Signature  Date 02. 11. 2001
Inventor's Name: Rüdiger Bormann Citizenship: German

Residence (city): 21224 Rosengarten State/Foreign Country: Germany
Post Office Address: Rehwechsel 22, 21224 Rosengarten, Germany

09563016295660